

Act No. 193
Public Acts of 2010
Approved by the Governor
September 30, 2010
Filed with the Secretary of State
September 30, 2010
EFFECTIVE DATE: September 30, 2010

**STATE OF MICHIGAN
95TH LEGISLATURE
REGULAR SESSION OF 2010**

Introduced by Rep. Cushingberry

ENROLLED HOUSE BILL No. 5409

AN ACT to make, supplement, and adjust appropriations for various state departments and agencies, the legislative branch, the judicial branch, and community colleges for the fiscal year ending September 30, 2010; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

The People of the State of Michigan enact:

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for various state departments and agencies to supplement appropriations for the fiscal year ending September 30, 2010, from the following funds:

APPROPRIATION SUMMARY

Full-time equated classified positions.....	17.0		
GROSS APPROPRIATION		\$	85,649,000
Total interdepartmental grants and intradepartmental transfers.....			200,000
ADJUSTED GROSS APPROPRIATION		\$	85,449,000
Total federal revenues			68,788,800
Total local revenues.....			(771,900)
Total private revenues.....			0
Total other state restricted revenues			152,623,600
State general fund/general purpose		\$	(135,191,500)

Sec. 102. DEPARTMENT OF COMMUNITY HEALTH

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION		\$	79,489,200
Interdepartmental grant revenues:			
Total interdepartmental grants and intradepartmental transfers.....			0
ADJUSTED GROSS APPROPRIATION		\$	79,489,200
Federal revenues:			
Total other federal revenues.....			51,292,700
Federal FMAP stimulus (ARRA)			10,231,000

For Fiscal Year
Ending Sept. 30,
2010

Special revenue funds:		
Total local revenues.....	\$	0
Total private revenues.....		0
Merit award trust fund.....		101,813,300
Total other state restricted revenues.....		39,930,300
State general fund/general purpose.....	\$	(123,778,100)
(2) COMMUNITY MENTAL HEALTH/SUBSTANCE ABUSE SERVICES PROGRAM		
Community mental health non-Medicaid services.....	\$	0
Medicaid adult benefits waiver.....		0
Multicultural services.....		400,000
GROSS APPROPRIATION.....	\$	400,000
Appropriated from:		
Federal revenues:		
Total federal revenues.....		(475,900)
Special revenue funds:		
Total other state restricted revenues.....		475,900
State general fund/general purpose.....	\$	400,000
(3) MEDICAL SERVICES		
Hospital services and therapy.....	\$	16,650,000
Long-term care services.....		43,035,200
Health plan services.....		41,813,300
Medicaid adult benefits waiver.....		0
Federal Medicare pharmaceutical program.....		(22,409,300)
Subtotal basic medical services program.....		79,089,200
GROSS APPROPRIATION.....	\$	79,089,200
Appropriated from:		
Federal revenues:		
Total federal revenues.....		51,768,600
Federal FMAP stimulus (ARRA).....		10,231,000
Special revenue funds:		
Merit award trust fund.....		101,813,300
Total other state restricted revenues.....		39,454,100
State general fund/general purpose.....	\$	(124,178,100)

Sec. 103. DEPARTMENT OF ENERGY, LABOR, AND ECONOMIC GROWTH

(1) APPROPRIATION SUMMARY

Full-time equated classified positions.....	4.0	
GROSS APPROPRIATION.....	\$	480,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers.....		0
ADJUSTED GROSS APPROPRIATION.....	\$	480,000
Federal revenues:		
Total federal revenues.....		0
Special revenue funds:		
Total local revenues.....		0
Total private revenues.....		0
Total other state restricted revenues.....		480,000
State general fund/general purpose.....	\$	0

(2) PUBLIC SERVICES COMMISSION AND ENERGY SYSTEMS

Full-time equated classified positions.....	4.0	
Public service commission—4.0 FTE positions.....	\$	440,000
GROSS APPROPRIATION.....	\$	440,000
Appropriated from:		
Special revenue funds:		
Restructuring mechanism assessments.....		440,000
State general fund/general purpose.....	\$	0

(3) OCCUPATIONAL REGULATION

Bureau of fire services.....	\$	40,000
GROSS APPROPRIATION.....	\$	40,000

Appropriated from:		
Special revenue funds:		
Fire safety standard enforcement fund.....	\$	40,000
State general fund/general purpose	\$	0

Sec. 104. DEPARTMENT OF HUMAN SERVICES

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$	3,960,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers.....		0
ADJUSTED GROSS APPROPRIATION	\$	3,960,000
Federal revenues:		
Federal - emergency TANF contingency revenues (ARRA).....		41,541,600
Child care and development block grant (ARRA)		1,960,600
Total federal revenues		(42,066,100)
Special revenue funds:		
Total local revenues.....		(771,900)
Total private revenues		0
Total other state restricted revenues		3,400,000
State general fund/general purpose	\$	(103,600)

(2) EXECUTIVE OPERATIONS

Demonstration projects	\$	2,000,000
GROSS APPROPRIATION	\$	2,000,000
Appropriated from:		
State general fund/general purpose	\$	2,000,000

(3) CHILDREN'S SERVICES

ECIC, early childhood investment corporation	\$	1,960,600
GROSS APPROPRIATION	\$	1,960,600
Appropriated from:		
Federal revenues:		
Child care and development block grant (ARRA)		1,960,600
State general fund/general purpose	\$	0

(4) JUVENILE JUSTICE SERVICES

W.J. Maxey training school	\$	0
Bay Pines center.....		0
Shawono center.....		0
Juvenile justice, administration and maintenance.....		0
GROSS APPROPRIATION	\$	0

Appropriated from:		
Special revenue funds:		
Local funds - state share education funds.....		(771,900)
State general fund/general purpose	\$	771,900

(5) PUBLIC ASSISTANCE

Family independence program.....	\$	0
Family independence program supplement.....		0
GROSS APPROPRIATION	\$	0

Appropriated from:		
Federal revenues:		
Federal - emergency TANF contingency revenues (ARRA).....		41,541,600
Total federal revenues		(42,066,100)
Special revenue funds:		
Public assistance recoupment revenue		3,400,000
State general fund/general purpose	\$	(2,875,500)

Sec. 105. JUDICIARY

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$	450,000
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Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers.....	\$	200,000
ADJUSTED GROSS APPROPRIATION	\$	250,000
Federal revenues:		
Total federal revenues		250,000
Special revenue funds:		
Total local revenues.....		0
Total private revenues		0
Total other state restricted revenues		0
State general fund/general purpose	\$	0

(2) SUPREME COURT

Drug treatment courts.....	\$	200,000
GROSS APPROPRIATION	\$	200,000

Appropriated from:

Interdepartmental grant revenues:		
IDG from state police		200,000
State general fund/general purpose	\$	0

(3) INDIGENT DEFENSE - CRIMINAL

Appellate public defender program.....	\$	250,000
GROSS APPROPRIATION	\$	250,000

Appropriated from:

Federal revenues:		
Other federal grant revenues.....		250,000
State general fund/general purpose	\$	0

Sec. 106. LEGISLATURE

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$	878,000
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Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental transfers.....		0
ADJUSTED GROSS APPROPRIATION	\$	878,000

Federal revenues:

Total federal revenues		0
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Special revenue funds:

Total local revenues.....		0
Total private revenues		0
Total other state restricted revenues		0
State general fund/general purpose	\$	878,000

(2) LEGISLATURE

Senate census tracking/reapportionment	\$	439,000
House of representatives census tracking/reapportionment		439,000
GROSS APPROPRIATION	\$	878,000

Appropriated from:

State general fund/general purpose	\$	878,000
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Sec. 107. DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENT

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$	3,300,000
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Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental transfers.....		0
ADJUSTED GROSS APPROPRIATION	\$	3,300,000

Federal revenues:

Total federal revenues		0
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Special revenue funds:

Total local revenues.....		0
Total private revenues		0
Total other state restricted revenues		3,300,000
State general fund/general purpose	\$	0

(2) MICHIGAN HISTORICAL PROGRAM

Historical administration and services	\$	300,000
GROSS APPROPRIATION	\$	300,000

Appropriated from:

Special revenue funds:

Historical marker fund		150,000
History fees fund		150,000
State general fund/general purpose	\$	0

(3) WATER DIVISION

Nonpoint source pollution prevention and control project program.....	\$	3,000,000
GROSS APPROPRIATION	\$	3,000,000

Appropriated from:

Special revenue funds:

Clean Michigan initiative - nonpoint source		3,000,000
State general fund/general purpose	\$	0

Sec. 108. DEPARTMENT OF STATE

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$	5,872,700
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Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental transfers.....		0
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ADJUSTED GROSS APPROPRIATION	\$	5,872,700
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Federal revenues:

Total federal revenues		5,579,000
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Special revenue funds:

Total local revenues.....		0
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Total private revenues.....		0
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Total other state restricted revenues		0
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State general fund/general purpose	\$	293,700
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(2) ELECTION REGULATION

Help America vote act	\$	5,872,700
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GROSS APPROPRIATION	\$	5,872,700
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Appropriated from:

Federal revenues:

Total federal revenues		5,579,000
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State general fund/general purpose	\$	293,700
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Sec. 109. DEPARTMENT OF TREASURY

(1) APPROPRIATION SUMMARY

Full-time equated classified positions.....13.0

GROSS APPROPRIATION	\$	(8,781,500)
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Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental transfers.....		0
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ADJUSTED GROSS APPROPRIATION	\$	(8,781,500)
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Federal revenues:

Total federal revenues		0
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Special revenue funds:

Total local revenues.....		0
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Total private revenues.....		0
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Total other state restricted revenues		3,700,000
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State general fund/general purpose	\$	(12,481,500)
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(2) TAX PROGRAMS

Full-time equated classified positions.....13.0

Tax compliance—9.0 FTE positions	\$	500,000
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Tax processing—4.0 FTE positions.....		200,000
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GROSS APPROPRIATION	\$	700,000
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Appropriated from:	
Special revenue funds:	
Delinquent tax collection revenue	\$ 700,000
State general fund/general purpose	\$ 0
(3) DEBT SERVICE	
Great Lakes water quality bond	\$ (12,481,500)
GROSS APPROPRIATION	\$ (12,481,500)
Appropriated from:	
State general fund/general purpose	\$ (12,481,500)
(4) LOCAL GOVERNMENT PROGRAMS	
Supervision of general property tax law	\$ 3,000,000
GROSS APPROPRIATION	\$ 3,000,000
Appropriated from:	
Special revenue funds:	
Delinquent tax collection revenue	3,000,000
State general fund/general purpose	\$ 0

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

Sec. 201. In accordance with the provisions of section 30 of article IX of the state constitution of 1963, total state spending from state resources in this appropriation act for the fiscal year ending September 30, 2010 is \$17,432,100.00 and state appropriations paid to local units of government are \$0.

Sec. 202. The appropriations authorized under this act are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. (1) In addition to the funds appropriated in part 1, there is appropriated an amount equal to any additional federal funding awarded to this state through recalculation of formulas and under the redistribution provisions of the American recovery and reinvestment act of 2009, Public Law 111-5.

(2) Within 30 days of receiving such an award, a department shall report to the senate and house appropriations subcommittees, senate and house fiscal agencies, state budget director, and the governor on the amount of funds received and the purposes for which they will be spent.

Sec. 204. The unexpended funds from appropriations in part 1 designated as ARRA funding and in section 210 and any unencumbered or unallotted funds from those appropriations are carried forward into the succeeding fiscal year. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purposes of the projects to be carried forward are to protect and invest in the natural resources, infrastructure, and people of the state of Michigan in accordance with the provisions of the American recovery and reinvestment act of 2009, Public Law 111-5.

(b) The projects will be accomplished by state employees and by contract.

(c) The total estimated cost of all projects is identified in each line-item appropriation.

(d) The tentative completion date is September 30, 2013.

Sec. 205. (1) In a form and manner determined by the recipient department, local governments and other eligible subrecipients receiving funds through this act shall comply with all requirements corresponding to the receipt of funds, including, but not limited to, any certifications, assurances, and accountability and transparency provisions required in the American recovery and reinvestment act of 2009, Public Law 111-5.

(2) Funds appropriated in part 1 may be transferred to subrecipient state departments or agencies in an interdepartmental grant consistent with the requirements of the American recovery and reinvestment act of 2009, Public Law 111-5.

Sec. 206. The line-item appropriations in part 1 financed by federal funds designated as ARRA funding represent federal funds associated with the American recovery and reinvestment act of 2009, Public Law 111-5. These federal funds are temporary in nature. It is the intent of the legislature that when these temporary federal funds are fully expended, the program funding levels and any state employees supported by these temporary federal funds will not be continued.

COMMUNITY HEALTH

Sec. 351. (1) The amount appropriated in part 1 and in part 1 of 2009 PA 131 for substance abuse prevention, education, and treatment grants shall be expended for contracting with coordinating agencies. Coordinating agencies shall work with CMHSPs or PIHPs to coordinate care and services provided to individuals with severe and persistent mental illness and substance abuse diagnoses.

(2) The department shall approve a fee schedule for providing substance abuse services and charge participants in accordance with their ability to pay.

(3) It is the intent of the legislature that the coordinating agencies continue current efforts to collaborate on the delivery of services to those clients with severe and persistent mental illness and substance abuse diagnoses.

(4) Coordinating agencies that are located completely within the boundary of a PIHP shall conduct a study of the administrative costs and efficiencies associated with consolidation with that PIHP. If that coordinating agency realizes an administrative cost savings of 5% or greater of their current costs, then that coordinating agency shall initiate discussions regarding a potential merger in accordance with section 6226 of the public health code, 1978 PA 368, MCL 333.6226.

DEPARTMENT OF HUMAN SERVICES

Sec. 431. From the funds appropriated in part 1 for demonstration projects, the department shall allocate \$2,000,000.00 to Self-Help Addiction Rehabilitation, Inc. (SHAR) for community services and outreach activities. These amounts may be designated as a work project and carried forward to support SHAR under the direction of the department. Funds designated in this manner are not available for expenditure until approved as work projects under section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a.

LEGISLATURE

Sec. 451. The appropriations in part 1 for senate and house of representatives census tracking/reapportionment shall be used for purchasing equipment, supplies, and services needed for tracking and reporting census and reapportionment information for the state of Michigan. These funds are designated as work project appropriations, shall not lapse at the end of the fiscal year, and shall continue to be available for expenditure until the project has been completed. The total cost is estimated at \$878,000.00, and the tentative completion date is September 30, 2013.

NATURAL RESOURCES AND ENVIRONMENT

Sec. 501. The funds described in part 1 that are collected by the department for historical markers; document reproduction and services; conferences, admissions, workshops, and training classes; and the use of specialized equipment, facilities, exhibits, collections, and software shall be used for expenses necessary to provide the required services. The department of natural resources and environment may charge fees for the services described in this section, including admission fees. Any unexpended funds may be carried forward into the next succeeding fiscal year.

Sec. 502. The unexpended funds appropriated in part 1 for the nonpoint source pollution prevention and control project program are considered work project appropriations, and any unencumbered or unallotted funds are carried forward into the succeeding fiscal year. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the projects to be carried forward is to fund nonpoint source pollution prevention efforts.
- (b) The projects will be accomplished by contract.
- (c) The total estimated cost of these projects is \$3,000,000.00.
- (d) The tentative completion date is September 30, 2014.

Sec. 503. It is the intent of the legislature that the funds appropriated in part 1 for the Michigan historical program shall not be generated by admissions fees for the Michigan historical museum and other state historical facilities.

STATE

Sec. 601. The unexpended funds appropriated in part 1 for the help America vote act of 2002, 42 USC 15301 to 15545, are considered work project appropriations, and any unencumbered or unallotted funds are carried forward into the succeeding fiscal year. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is to implement provisions of the help America vote act of 2002, 42 USC 15301 to 15545, 2002 PA 91, and other election reforms.

(b) These projects will be accomplished by state employees, by contracts with private vendors, or by grants to local units of government.

(c) The total estimated cost of these projects is \$5,900,000.00.

(d) The tentative completion date is September 30, 2014.

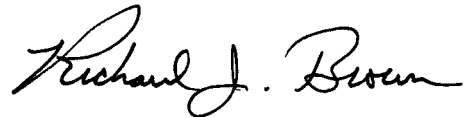
TREASURY

Sec. 701. The appropriation in part 1 for supervision of the general property tax law is to fund personal property tax audits. The appropriation described in this section is designated as a work project appropriation and shall not lapse at the end of the fiscal year. In compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a, any unencumbered and unexpended funds shall continue to be available for expenditure until the project has been completed. The total cost of the work project is estimated at \$3,000,000.00, and the tentative completion date is September 30, 2012.

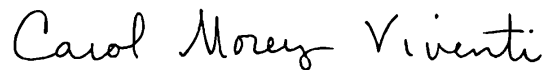
REPEALERS

Sec. 1001. Sections 407 and 1630 of 2009 PA 131 are repealed.

This act is ordered to take immediate effect.



Clerk of the House of Representatives



Secretary of the Senate

Approved

Governor